

THE HONORABLE RICARDO S. MARTINEZ

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
SEATTLE DIVISION

SECURE AXCESS, LLC,

Plaintiff,

v.

NINTENDO OF AMERICA INC.,

Defendant.

Case No. 2:14-cv-01013-RSM

**JOINT MOTION TO EXTEND DEADLINE TO
FILE COMBINED JOINT STATUS REPORT
AND DISCOVERY PLAN AS REQUIRED BY
FED. R. CIV. P. 26(f) AND LCR 26(f)**

JURY TRIAL DEMANDED

**NOTE ON MOTION CALENDAR:
AUGUST 29, 2014**

1 Plaintiff Secure Axxess, Inc. and Defendant Nintendo of America Inc. submit this joint
2 motion to extend the deadline to file their Combined Joint Status Report and Discovery Plan as
3 required by Fed. R. Civ. P. 26(f) and Local Civil Rule 26(f) (“Joint Status Report”) and in
4 support thereof, respectfully state as follows:

5 1. This case was transferred to this Court from the Eastern District of Texas by a
6 transfer order dated July 2, 2014, which also severed the claims against Nintendo of America Inc.
7 from those asserted against the other defendants.¹

8 2. On July 18, 2014, the Court issued its Order Regarding Initial Disclosures, Joint
9 Status Report, and Early Settlement (Dkt. No. 6) (“Order”).

10 3. Among other deadlines, the Court ordered the Parties to submit their Joint Status
11 Report on August 29, 2014 (Dkt. No. 6, at 1).

12 4. The Parties have begun discussions regarding the issues to be set forth in their
13 Joint Status Report. The Parties, however, agree that a brief extension of the current deadline
14 to submit their Joint Status Report is reasonable to allow both Parties sufficient time to fully
15 discuss and prepare the Joint Status Report, thereby assisting the Court to prepare an efficient
16 scheduling order.

17 The Parties therefore jointly request that the deadline to file their Combined Joint
18 Status Report and Discovery Plan, as required by Fed. R. Civ. P. 26(f) and Local Civil Rule
19 26(f), be extended to September 12, 2014.

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27 ¹ On July 21, 2014, the Eastern District of Texas issued an order transferring the claims against
28 Nintendo’s parent company, Nintendo Co. Ltd., to this Court. The record has not yet been
transferred and the transferred case has not been added to this Court’s docket.

1 Dated: August 29, 2014

2 Respectfully submitted:

3 COOLEY LLP

4 /s/ Christopher B. Durbin

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CERTIFICATE OF SERVICE

I hereby certify that on this 29th day of August, 2014, I electronically filed the foregoing **JOINT MOTION TO EXTEND DEADLINE TO FILE COMBINED JOINT STATUS REPORT AND DISCOVERY PLAN AS REQUIRED BY FED. R. CIV. P. 26(f) AND LCR 26(f)** with the Clerk of Court using the CM/ECF system, which will send notification of such filing to the following:

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